

By: Councilmembers Palmieri, Convertino, Welch, Sullivan, Walters, Evans, Testa, Arcuri, Caruso

**ORDINANCE AUTHORIZING THE FIXING OF RATES  
TO BE CHARGED FOR EMERGENCY MEDICAL  
AND RESCUE SERVICES PERFORMED BY  
THE UTICA FIRE DEPARTMENT**

WHEREAS, New York State General Municipal law Section 122-b authorizes the City of Utica to collect additional fees for emergency medical services performed by the Utica Fire Department, and

WHEREAS, The Common Council of the City of Utica deems the setting of rates for the recovery of revenue for emergency medical and rescue services performed by the Fire Department to be appropriate and in the best interests of the City of Utica now, therefore,

BE IT ORDAINED, by the Common Council of the City of Utica, New York, that Chapter 2-9, Article II, of the Utica City Code of Ordinances be and is hereby amended to include a new Section 2-9-38 as follows:

**Sec. 2-9-38. Recovery of Fees for Emergency Medical and Rescue Services.**

- (a) The Comptroller upon the recommendation of the Mayor, Public Safety Commissioner and Fire Chief shall be authorized to fix a schedule of fees or charges to be paid by persons utilizing such services and to collect such fees or charges in a manner deemed appropriate by the Comptroller including the use of a third party agency for billing and collection. The Comptroller shall be authorized to waive any such fees if said fees are deemed to be uncollectable. Said schedule of fees shall be kept on file at the office of the City Clerk.
- (b) For the purposes of this section, "emergency medical and rescue services" shall include, but no necessarily be limited to, the performance of any of the following services by Utica Fire Department personnel: pre-hospital medical treatment, light and heavy duty rescue services, packaging and extrication of the victim(s), securing scene hazards, motor vehicle stabilization, clean up of hazardous materials and medical, rescue and extrication services performed at commercial and industrial sites.

FURTHER ORDAINED, this Ordinance shall become effective immediately.